

JOURNAL OF THE HOUSE

EIGHTY-SEVENTH SESSION

SEVENTH DAY

STATE OF SOUTH DAKOTA
House of Representatives, Pierre
Monday, January 23, 2012

The House convened at 2:00 p.m., pursuant to adjournment, the Speaker presiding.

The prayer was offered by the Chaplain, Pastor Paul Bly, followed by the Pledge of Allegiance led by House pages Beth Magstadt and Tony Lyren.

Roll Call: All members present except Reps. Deelstra, Feinstein, Steele, and Vanneman who were excused.

APPROVAL OF THE JOURNAL

MR. SPEAKER:

The Committee on Legislative Procedure respectfully reports that the Chief Clerk of the House has had under consideration the House Journal of the sixth day.

All errors, typographical or otherwise, are duly marked in the temporary journal for correction.

And we hereby move the adoption of the report.

Respectfully submitted,
Val Rausch, Chair

Which motion prevailed.

1 The oath of office was administered by Speaker Rausch to the following named pages:

2 Kyle Anderson, Elliot Brunner, Nathan Burkhalter, Courtney Chastain, Brittany Cihak,
3 Mackenzie Foss, Morgan Hemmingson, Melissa Hessman, Ashley Heupel, Lexi Jones, Elena
4 Leitheiser, Tony Lyren, Elizabeth Magstadt, Alexa Moeller, Cassidy Trapp, Sandra Yoon.

5 Which was subscribed to and placed on file in the office of the Secretary of State.

6 **REPORTS OF STANDING COMMITTEES**

7 MR. SPEAKER:

8 The Committee on State Affairs respectfully reports that it has had under consideration
9 HJR 1002 and returns the same with the recommendation that said resolution do pass.

10 Also MR. SPEAKER:

11 The Committee on State Affairs respectfully reports that it has had under consideration
12 HB 1073 and returns the same with the recommendation that said bill be amended as follows:

13 1073oa

14 On page 2, line 8, of the printed bill, delete everything after "." and insert "Any provision
15 of any contract or agreement entered into after the effective date of this Act that violates".

16 On page 2, line 9, delete "of".

17 And that as so amended said bill do pass.

18 Also MR. SPEAKER:

19 The Committee on State Affairs respectfully reports that it has had under consideration
20 HB 1072 and 1086 which were deferred to the 41st Legislative Day.

21 Respectfully submitted,
22 David Lust, Chair

23 Also MR. SPEAKER:

24 The Committee on Education respectfully reports that it has had under consideration
25 HB 1007 and returns the same with the recommendation that said bill do pass.

1 Also MR. SPEAKER:

2 The Committee on Education respectfully reports that it has had under consideration
3 HB 1006 and returns the same with the recommendation that said bill be amended as follows:

4 1006ca

5 On page 12, line 23, of the printed bill, overstrike "duplication of programs" and insert
6 "prevention of unwarranted duplication of programs".

7 And that as so amended said bill do pass.

8 Respectfully submitted,
9 Thomas J. Brunner, Chair

10 Also MR. SPEAKER:

11 The Committee on Commerce and Energy respectfully reports that it has had under
12 consideration HB 1034 and returns the same with the recommendation that said bill do pass and
13 be placed on the consent calendar.

14 Also MR. SPEAKER:

15 The Committee on Commerce and Energy respectfully reports that it has had under
16 consideration HB 1033 and returns the same with the recommendation that said bill be amended
17 as follows:

18 1033ja

19 On page 1, line 8, of the printed bill, after "information" insert "in their possession or
20 control".

21 And that as so amended said bill do pass and be placed on the consent calendar.

22 Also MR. SPEAKER:

23 The Committee on Commerce and Energy respectfully reports that it has had under
24 consideration HB 1004 which was deferred to the 41st Legislative Day.

25 Respectfully submitted,
26 Roger D. Solum, Chair

MESSAGES FROM THE SENATE

MR. SPEAKER:

I have the honor to transmit herewith SB 8, 21, 34, 50, and 51 which have passed the Senate and your favorable consideration is respectfully requested.

Respectfully,
Fee Jacobsen, Secretary

MOTIONS AND RESOLUTIONS

HCR 1001: A CONCURRENT RESOLUTION, Recognizing the week of January 22, 2012, through January 28, 2012, as Reproductive Rights Awareness Week.

Rep. Gibson moved that HCR 1001 as found on pages 64 and 65 of the House Journal be adopted.

Rep. Cronin moved the previous question.

Which motion prevailed.

The question being on Rep. Gibson's motion that HCR 1001 be adopted.

And the roll being called:

Yeas 12, Nays 53, Excused 5, Absent 0

Yeas:

Blake; Dennert; Elliott; Fargen; Gibson; Hawley; Jones; Killer; Lucas; Sigdestad; Street; Wismer

Nays:

Abdallah; Bolin; Boomgarden; Brunner; Carson; Conzet; Cronin; Dryden; Feickert; Gosch; Greenfield; Haggar; Hansen (Jon); Hickey; Hoffman; Hubbel; Hunt; Iron Cloud III; Jensen; Kirkeby; Kirschman; Kloucek; Kopp; Liss; Lust; Magstadt; Miller; Moser; Munsterman; Nelson (Stace); Novstrup (David); Olson (Betty); Perry; Romkema; Rozum; Russell; Schaefer; Schrempp; Scott; Sly; Solum; Stricherz; Tornow; Tulson; Turbiville; Van Gerpen; Venner; Verchio; White; Wick; Willadsen; Wink; Speaker Rausch

Excused:

Deelstra; Feinstein; Hunhoff (Bernie); Steele; Vanneman

1 So the motion not having received an affirmative vote of a majority of the members-elect,
2 the Speaker declared the motion lost.

3 HCR 1002 Introduced by: Representatives Kirschman, Blake, Dennert, Fargen, Gibson,
4 Haggar, Hawley, Hickey, Hoffman, Hunhoff (Bernie), Jones, Kloucek, Lucas, Schaefer,
5 Schrempp, Sigdestad, Street, Willadsen, and Wismer and Senators Bradford, Frerichs,
6 Schlekeway, Sutton, and Tidemann

7 A CONCURRENT RESOLUTION, Urging Congress and the South Dakota congressional
8 delegation to support federal legislation to protect the United States Postal Service.

9 WHEREAS, the United States Postal Service is the oldest and most trusted government
10 service that binds the nation together, promotes commerce, and enables the exchange of
11 information to promote democracy; and

12 WHEREAS, the United States Postal Service is entirely supported by the sale of postage and
13 services, receiving no tax payer funding, and remains the least expensive, most efficient postal
14 system in the world; and

15 WHEREAS, the United States Postal Service provides good paying middle class jobs, across
16 the nation and in South Dakota, of which twenty percent are filled by veterans; and

17 WHEREAS, the current economic problems of the United States Postal Service were caused
18 by federal legislation requiring only the postal service to prefund all retiree health benefit costs
19 for the next seventy-five years in just ten years; and

20 WHEREAS, the Office of Inspector General has determined that the United States Postal
21 Service has overpaid into both of its federal retirement programs by billions of dollars; and

22 WHEREAS, without this congressional mandate the United States Postal Service has made
23 a profit of six hundred eleven million dollars over the last four years even in a historically bad
24 recession:

25 NOW, THEREFORE, BE IT RESOLVED, by the House of Representatives of the Eighty-
26 seventh Legislature of the State of South Dakota, the Senate concurring therein, that the South
27 Dakota State Legislature supports federal legislation in the form of S.1853 and H.R.3591 to
28 remove congressionally imposed dates not required of other government agencies or private
29 companies and urges our Congressional delegation to support such legislation; and

30 BE IT FURTHER RESOLVED, that the South Dakota State Legislature supports corrective
31 action on a federal level that allows continuation of six day delivery and prevents the closing
32 of rural post offices and postal processing centers which will result in diminished service,
33 delayed delivery to our rural communities, and the loss of hundreds of jobs in the state and
34 thousands of jobs across the nation.

35 Was read the first time and the Speaker waived the committee referral.

HCR 1003 Introduced by: Representatives Magstadt, Brunner, Elliott, Haggard, Hickey, Hubbel, Hunt, Jensen, Kopp, Liss, Lucas, Miller, Moser, Munsterman, Nelson (Stace), Olson (Betty), Sly, and Venner and Senators Lederman, Begalka, Frerichs, Fryslye, Maher, and Sutton

A CONCURRENT RESOLUTION, Encouraging South Dakota hospitals with maternity care services to become Baby Friendly by implementing the Ten Steps to Successful Breastfeeding.

WHEREAS, the American Academy of Pediatrics, the American College of Obstetricians and Gynecologists, the American Academy of Family Physicians, the Academy of Breastfeeding Medicine, the World Health Organization, and the United Nations Children's Fund recommend that most babies be breastfed exclusively for the first six months of life and continue on with breast milk through the first year of life; and

WHEREAS, in January 2011 the U.S. Surgeon General announced a "Call to Action to Support Breastfeeding" that identified methods in which families, communities, employers, and health care professionals can improve breastfeeding rates and increase support for breastfeeding; and

WHEREAS, the Governor's Task Force on Infant Mortality has set a goal of reducing the infant mortality rate to 6.0 per 1,000 live births by 2015; and

WHEREAS, studies have shown that children who were breastfed had a twenty-one percent lower risk of dying in their first year of life compared to children who were not breastfed; and

WHEREAS, breastfeeding helps provide unique health benefits to babies including nutrients that help support infant brain development, lower rates of illnesses and diseases such as ear infections, Sudden Infant Death Syndrome (SIDS), asthma, and childhood obesity; and

WHEREAS, breastfeeding has positive economic impacts on families and taxpayers by decreasing the need to pay for medical care for a sick infant and eliminating the need to purchase formula; and

WHEREAS, breastfeeding contributes to a more productive workforce because parents miss fewer day of work to care for a sick infant; and

WHEREAS, breastfeeding offers numerous health benefits to new mothers by reducing their risk of diabetes, breast and ovarian cancers, and postpartum depression; and

WHEREAS, data from the 2011 Centers for Disease Control and Prevention's Breastfeeding Report Card shows that only fifteen percent of South Dakota babies met the recommendations of exclusive breastfeeding for six months; and

WHEREAS, South Dakota is far below the Healthy People 2020 Objectives in regards to breastfeeding continuation and exclusivity rates; and

WHEREAS, babies born in hospitals that follow the Ten Steps to Successful Breastfeeding Program have significantly higher rates of breastfeeding initiation, exclusivity, and extended breastfeeding than the national average:

NOW, THEREFORE, BE IT RESOLVED, by the House of Representatives of the Eighty-seventh Legislature of the State of South Dakota, the Senate concurring therein, that the Legislature recognizes the unique health, economic, and societal benefits that breastfeeding provides to babies, mothers, families, and the community as a whole; and

BE IT FURTHER RESOLVED, that the Legislature shall work to ensure that barriers to initiation and continuation of breastfeeding are removed and that a mother's right to breastfeed is upheld; and

BE IT FURTHER RESOLVED, that the Legislature strongly encourages South Dakota hospitals providing maternity care services to become Baby Friendly by implementing the Ten Steps to Successful Breastfeeding.

Was read the first time and the Speaker waived the committee referral.

CONSIDERATION OF REPORTS OF COMMITTEES

Rep. Lust moved that the reports of the Standing Committees on

State Affairs on HB 1028 as found on page 62 of the House Journal; also

State Affairs on HJR 1001 as found on pages 62 and 63 of the House Journal; also

Judiciary on HB 1046 as found on page 72 of the House Journal be adopted.

Which motion prevailed.

FIRST READING OF HOUSE BILLS AND JOINT RESOLUTIONS

HB 1099 Introduced by: Representatives Tornow, Brunner, Conzet, Cronin, Hansen (Jon), Hickey, Jensen, Jones, Kopp, Liss, Lust, Magstadt, Nelson (Stace), Rausch, Russell, Solum, Tulson, Turbiville, Van Gerpen, Venner, Verchio, and Willadsen and Senators Krebs, Begalka, Heineman, Maher, Novstrup (Al), Olson (Russell), Rhoden, and Schlekeway

FOR AN ACT ENTITLED, An Act to increase the fee for a payor to withhold child support.

Was read the first time and referred to the Committee on Judiciary.

1 HB 1100 Introduced by: Representatives Hunhoff (Bernie), Moser, and Olson (Betty) and
2 Senators Hunhoff (Jean), Maher, and Sutton

3 FOR AN ACT ENTITLED, An Act to revise the number of ownership acres necessary to
4 qualify for certain big game hunting licenses to be used on a landowner's own property.

5 Was read the first time and referred to the Committee on Agriculture and Natural
6 Resources.

7 HB 1101 Introduced by: Representatives Kloucek, Nelson (Stace), and Schrempp and
8 Senator Lederman

9 FOR AN ACT ENTITLED, An Act to repeal the taxes imposed on banks and financial
10 corporations.

11 Was read the first time and referred to the Committee on Taxation.

12 HB 1102 Introduced by: Representatives Kloucek, Russell, and Sigdestad and Senators
13 Lederman, Frerichs, and Sutton

14 FOR AN ACT ENTITLED, An Act to provide for a study of the feasibility of establishing
15 an equine processing facility and to make an appropriation therefor.

16 Was read the first time and referred to the Committee on Agriculture and Natural
17 Resources.

18 HB 1103 Introduced by: Representatives Kloucek and Schrempp and Senator Begalka

19 FOR AN ACT ENTITLED, An Act to provide a maximum rate of interest or finance
20 charge for regulated lenders.

21 Was read the first time and referred to the Committee on Commerce and Energy.

22 HB 1104 Introduced by: Representatives Kloucek, Bolin, Dennert, Greenfield, Hawley,
23 Hickey, Hunhoff (Bernie), Kirkeby, Kirschman, Nelson (Stace), Schrempp, Sigdestad, Street,
24 and Tulson and Senators Sutton, Begalka, Gray, Hundstad, Lederman, Maher, and Tidemann

25 FOR AN ACT ENTITLED, An Act to define the responsibility of the Department of
26 Transportation regarding portions of certain intersecting county and township highways located
27 within the right-of-way of the state highway system.

28 Was read the first time and referred to the Committee on Transportation.

1 HB 1105 Introduced by: Representatives Hawley, Blake, Bolin, Dennert, Fargen, Gibson,
2 Kirschman, Schrempp, Sigdestad, Sly, Street, White, Willadsen, and Wismer and Senators
3 Maher, Buhl, Frerichs, Juhnke, Rampelberg, Sutton, and Tidemann

4 FOR AN ACT ENTITLED, An Act to increase the energy minerals severance tax and to
5 deposit the additional revenue in the education enhancement trust fund.

6 Was read the first time and referred to the Committee on Taxation.

7 HB 1106 Introduced by: Representatives Hawley, Abdallah, Blake, Dennert, Fargen,
8 Gibson, Jones, Kirschman, Kloucek, Lucas, Magstadt, Nelson (Stace), Olson (Betty), Scott,
9 Sigdestad, Sly, Street, Stricherz, Verchio, White, and Wismer and Senators Frerichs, Begalka,
10 Brown, Buhl, Johnston, Putnam, and Sutton

11 FOR AN ACT ENTITLED, An Act to restore funding for certain salary and expense
12 reimbursement programs relating to veterans' service officers and to make an appropriation
13 therefor.

14 Was read the first time and referred to the Committee on Appropriations.

15 HB 1107 Introduced by: Representatives Hunhoff (Bernie), Brunner, Kloucek, Moser,
16 Vanneman, and Verchio and Senators Johnston, Bradford, and Rampelberg

17 FOR AN ACT ENTITLED, An Act to revise certain provisions concerning the bonding
18 authority of the South Dakota Conservancy District.

19 Was read the first time and referred to the Committee on Agriculture and Natural
20 Resources.

21 HB 1108 Introduced by: Representatives Hunhoff (Bernie) and Fargen and Senators
22 Frerichs and Sutton

23 FOR AN ACT ENTITLED, An Act to require the state to provide the public with access
24 to an electronic database containing certain information on any loans, grants, or tax rebates
25 provided by the state for the purpose of economic development.

26 Was read the first time and referred to the Committee on State Affairs.

27 HB 1109 Introduced by: Representative Hunhoff (Bernie) and Senators Holien and Rhoden

28 FOR AN ACT ENTITLED, An Act to require complaints made to the Department of Labor
29 and Regulation regarding appraisers to be written and include the name of the person making
30 the complaint and a factual basis for the complaint.

1 Was read the first time and referred to the Committee on Commerce and Energy.

2 HB 1110 Introduced by: Representatives Hunhoff (Bernie), Abdallah, Brunner, Kirkeby,
3 and Lucas and Senators Sutton and Bradford

4 FOR AN ACT ENTITLED, An Act to establish an education funding goal for elementary
5 and secondary education in South Dakota.

6 Was read the first time and referred to the Committee on State Affairs.

7 HB 1111 Introduced by: Representatives Verchio, Fargen, Feickert, Gosch, Hansen (Jon),
8 Kopp, Miller, Olson (Betty), Russell, and Schaefer and Senators Rampelberg, Frerichs, Kraus,
9 Rhoden, and Tieszen

10 FOR AN ACT ENTITLED, An Act to revise certain provisions regarding the use of
11 eminent domain by certain nongovernmental entities.

12 Was read the first time and referred to the Committee on Transportation.

13 HB 1112 Introduced by: Representatives Hansen (Jon), Abdallah, Conzet, Cronin, Deelstra,
14 Haggar, Hickey, Hoffman, Jensen, Kirkeby, Lust, Nelson (Stace), Stricherz, Tornow, Turbiville,
15 Venner, and Wick and Senators Tieszen, Begalka, Lederman, Maher, Peters, Rhoden,
16 Schlekeway, and Tidemann

17 FOR AN ACT ENTITLED, An Act to prohibit any person who fails to file certain
18 campaign finance documents to be a candidate for office.

19 Was read the first time and referred to the Committee on State Affairs.

20 HB 1113 Introduced by: Representatives Hansen (Jon), Abdallah, Conzet, Hickey, Jensen,
21 Kirkeby, Nelson (Stace), Stricherz, Tornow, Turbiville, Venner, and Wick and Senators Brown,
22 Begalka, Lederman, Peters, Rhoden, Tidemann, and Tieszen

23 FOR AN ACT ENTITLED, An Act to prohibit the use of certain public resources to
24 influence the outcome of elections.

25 Was read the first time and referred to the Committee on State Affairs.

1 HB 1114 Introduced by: Representatives Hansen (Jon), Brunner, Conzet, Cronin, Dryden,
2 Gibson, Kirkeby, Novstrup (David), Romkema, Rozum, Stricherz, Turbiville, Vanneman,
3 White, and Wismer and Senators Buhl, Gray, Haverly, Johnston, Kraus, Krebs, Maher, Nelson
4 (Tom), Peters, Rampelberg, Rave, Tidemann, and Tieszen

5 FOR AN ACT ENTITLED, An Act to amend provision limiting the time used to determine
6 if a violation is a third or subsequent offense.

7 Was read the first time and referred to the Committee on Judiciary.

8 HB 1115 Introduced by: Representatives Boomgarden, Jones, Kirkeby, Magstadt, and
9 Venner and Senators Nygaard, Bradford, Schlekeway, and Tieszen

10 FOR AN ACT ENTITLED, An Act to exempt certain contracts from the competitive
11 bidding requirements for water user districts.

12 Was read the first time and referred to the Committee on Local Government.

13 HB 1116 Introduced by: Representatives Feickert, Blake, Cronin, Dennert, Elliott,
14 Hoffman, Kirschman, Kloucek, and Sigdestad and Senators Frerichs, Begalka, Hundstad,
15 Maher, and Novstrup (Al)

16 FOR AN ACT ENTITLED, An Act to exempt bedding used for agricultural purposes from
17 sales and use taxes.

18 Was read the first time and referred to the Committee on Taxation.

19 HB 1117 Introduced by: Representatives Feickert, Blake, Cronin, Dennert, Elliott,
20 Hoffman, Kirschman, Kloucek, Olson (Betty), Schaefer, and Wink and Senators Cutler, Brown,
21 Frerichs, and Maher

22 FOR AN ACT ENTITLED, An Act to provide for the taking of muskrats by shooting under
23 certain conditions.

24 Was read the first time and referred to the Committee on Agriculture and Natural
25 Resources.

26 HB 1118 Introduced by: Representatives Solum, Brunner, Conzet, Deelstra, Elliott,
27 Kirkeby, Moser, and Willadsen and Senators Holien and Peters

28 FOR AN ACT ENTITLED, An Act to permit school boards to reimburse employment
29 applicants for the expenses of their criminal background investigation

30 Was read the first time and referred to the Committee on Education.

1 HB 1119 Introduced by: Representatives Solum, Deelstra, and Kirkeby and Senator Holien

2 FOR AN ACT ENTITLED, An Act to revise certain provisions concerning mechanical
3 pull-tab devices.

4 Was read the first time and referred to the Committee on Commerce and Energy.

5 HB 1120 Introduced by: Representatives Solum, Gibson, Kirkeby, Moser, and Turbiville
6 and Senators Lederman, Hansen (Tom), Hundstad, and Maher

7 FOR AN ACT ENTITLED, An Act to revise certain provisions regarding the filing of
8 claims against public improvement contracts.

9 Was read the first time and referred to the Committee on Commerce and Energy.

10 HB 1121 Introduced by: Representatives Solum, Brunner, Fargen, Gosch, Hawley,
11 Kirkeby, Lust, Rausch, Street, Verchio, White, and Willadsen and Senators Rave, Adelstein,
12 Frerichs, Hansen (Tom), Johnston, Krebs, Lederman, Nelson (Tom), Olson (Russell), and
13 Tieszen

14 FOR AN ACT ENTITLED, An Act to amend rate stability provisions to include plant
15 additions.

16 Was read the first time and referred to the Committee on Commerce and Energy.

17 HB 1122 Introduced by: Representatives Sigdestad, Brunner, Gibson, Hawley, Kloucek,
18 Olson (Betty), Russell, Schaefer, Schrempp, Street, Tulson, and Wismer and Senators Begalka,
19 Bradford, Frerichs, Frysliie, Hansen (Tom), Hundstad, Nygaard, and Rhoden

20 FOR AN ACT ENTITLED, An Act to revise certain provisions relating to the vacation,
21 change, or location of highways.

22 Was read the first time and referred to the Committee on Local Government.

23 HB 1123 Introduced by: Representatives Perry, Blake, Bolin, Brunner, Cronin, Deelstra,
24 Fargen, Gibson, Haggar, Hawley, Hickey, Hunhoff (Bernie), Jones, Kirkeby, Kloucek, Kopp,
25 Lucas, Magstadt, Munsterman, Nelson (Stace), Novstrup (David), Olson (Betty), Street, Tulson,
26 Turbiville, Van Gerpen, Venner, Verchio, White, Willadsen, and Wismer and Senators Gray,
27 Brown, Frerichs, Haverly, Johnston, Olson (Russell), Peters, Rampelberg, Tidemann, and
28 Tieszen

29 FOR AN ACT ENTITLED, An Act to establish the state employee work enhancement
30 program to equalize the tuition rates paid by state employees.

1 Was read the first time and referred to the Committee on Education.

2 HB 1124 Introduced by: Representatives Perry, Gibson, and Verchio and Senators
3 Schlekeway, Brown, and Lederman

4 FOR AN ACT ENTITLED, An Act to permit a school district, at the discretion of the
5 school district, to pay the fees charged for any criminal background investigation that is required
6 by law for a prospective employee.

7 Was read the first time and referred to the Committee on Education.

8 HB 1125 Introduced by: Representatives Hunt, Haggar, Hickey, and Tornow and Senators
9 Kraus and Schlekeway

10 FOR AN ACT ENTITLED, An Act to clarify the definition of engaging in business in
11 certain circumstances.

12 Was read the first time and referred to the Committee on Commerce and Energy.

13 HB 1126 Introduced by: Representative Hunt and Senator Krebs

14 FOR AN ACT ENTITLED, An Act to establish provisions that a bond paid by, or on
15 behalf of, a defendant in a criminal case shall be paid to the Department of Social Services to
16 pay any child support the defendant owes.

17 Was read the first time and referred to the Committee on Judiciary.

18 HB 1127 Introduced by: Representative Bolin

19 FOR AN ACT ENTITLED, An Act to require county registers of deeds to record the
20 names of persons who inspect or copy certain recorded instruments.

21 Was read the first time and referred to the Committee on Local Government.

22 HB 1128 Introduced by: Representatives Bolin, Greenfield, Hickey, Hoffman, Hubbel,
23 Jensen, Liss, Lucas, Miller, Olson (Betty), Tornow, Vanneman, and Venner and Senators Kraus
24 and Juhnke

25 FOR AN ACT ENTITLED, An Act to require the Board of Education to conduct public
26 hearings before adopting certain standards.

27 Was read the first time and referred to the Committee on Education.

1 HB 1129 Introduced by: Representatives Bolin, Conzet, Elliott, Hawley, Hickey, Hunhoff
2 (Bernie), Hunt, Jones, Kirschman, Kloucek, Lucas, Miller, Moser, Munsterman, Perry, Rozum,
3 Sigdestad, Street, White, and Willadsen and Senators Nygaard, Adelstein, Holien, Schlekeway,
4 Tieszen, and Vehle

5 FOR AN ACT ENTITLED, An Act to prohibit the use of certain handheld electronic
6 wireless devices for electronic messaging while driving.

7 Was read the first time and referred to the Committee on State Affairs.

8 HB 1130 Introduced by: Representatives Turbiville, Abdallah, Blake, Hickey, Hunt,
9 Kirkeby, Lust, Novstrup (David), Olson (Betty), Rausch, Romkema, Sly, Tornow, Verchio,
10 Wick, and Willadsen and Senators Schlekeway, Cutler, Gray, Haverly, Krebs, Maher, Nelson
11 (Tom), Tieszen, and Vehle

12 FOR AN ACT ENTITLED, An Act to revise the fee schedule for certain documents filed
13 with the county register of deeds, to create a county and statewide fund for the purpose of
14 modernizing and preserving records, and to distribute certain revenue.

15 Was read the first time and referred to the Committee on Local Government.

16 HB 1131 Introduced by: Representatives Tulson, Abdallah, Bolin, Brunner, Elliott,
17 Hoffman, Jensen, Jones, Kirkeby, Magstadt, and Verchio and Senators Holien, Begalka,
18 Heineman, Lederman, Novstrup (Al), Rampelberg, Rhoden, Schlekeway, Tieszen, and Vehle

19 FOR AN ACT ENTITLED, An Act to revise certain provisions relating to the posting of
20 public notice for meetings of public bodies.

21 Was read the first time and referred to the Committee on Local Government.

22 HB 1132 Introduced by: Representatives Rausch, Cronin, Gosch, Hoffman, Hunt, Wick,
23 and Willadsen and Senators Olson (Russell), Brown, Gray, Rave, and Rhoden

24 FOR AN ACT ENTITLED, An Act to prohibit businesses and employers from establishing
25 certain policies against the ability of an invitee or employee to store firearms and ammunition
26 in a locked motor vehicle parked on the premises.

27 Was read the first time and referred to the Committee on Judiciary.

28 HB 1133 Introduced by: Representatives Lust, Cronin, Fargen, Gosch, Hunhoff (Bernie),
29 and Moser and Senators Olson (Russell), Brown, and Frerichs

30 FOR AN ACT ENTITLED, An Act to establish the Legislature's Planning Committee.

1 Was read the first time and referred to the Committee on State Affairs.

2 HB 1134 Introduced by: Representatives Lust, Cronin, Fargen, and Hunhoff (Bernie) and
3 Senators Olson (Russell), Brown, and Frerichs

4 FOR AN ACT ENTITLED, An Act to place the caucus leadership on the Executive Board
5 of the Legislative Research Council ex officio.

6 Was read the first time and referred to the Committee on State Affairs.

7 HB 1135 Introduced by: Representative Cronin and Senators Brown and Peters

8 FOR AN ACT ENTITLED, An Act to revise the 911 emergency surcharge, to revise the
9 collection and distribution of the emergency surcharge revenue, to provide for point of sale
10 collection of the prepaid wireless 911 emergency surcharge, and to provide funding for the
11 upgrade of 911 emergency services.

12 Was read the first time and referred to the Committee on Local Government.

13 HB 1136 Introduced by: Representative Cronin and Senator Olson (Russell)

14 FOR AN ACT ENTITLED, An Act to revise the state aid to education formula and to
15 make an appropriation.

16 Was read the first time and referred to the Committee on Appropriations.

17 HB 1137 Introduced by: Representative Cronin and Senators Brown and Haverly

18 FOR AN ACT ENTITLED, An Act to affect medical services.

19 Was read the first time and referred to the Committee on Appropriations.

20 HB 1138 Introduced by: Representatives Cronin, Abdallah, Blake, Bolin, Fargen, Gibson,
21 Gosch, Greenfield, Hoffman, Hunhoff (Bernie), Jones, Kirkeby, Kirschman, Rausch, Schaefer,
22 Sigdestad, Solum, Wick, Willadsen, and Wismer and Senators Vehle, Begalka, Cutler, Frerichs,
23 Fryslie, Gray, Hansen (Tom), Hundstad, Johnston, Krebs, Lederman, Maher, Olson (Russell),
24 Peters, Rampelberg, Rave, and Tieszen

25 FOR AN ACT ENTITLED, An Act to declare that any person who maintains or provides
26 roll-your-own cigarette machines at retail establishments are cigarette manufacturers.

27 Was read the first time and referred to the Committee on State Affairs.

1 HB 1139 Introduced by: Representatives Nelson (Stace), Deelstra, Greenfield, Hansen
2 (Jon), Hubbel, Kloucek, Kopp, Miller, Russell, Sly, Steele, Tornow, Venner, Verchio, and Wick
3 and Senators Rampelberg, Begalka, Lederman, and Novstrup (Al)

4 FOR AN ACT ENTITLED, An Act to revise certain provisions relating to identity theft
5 and employment.

6 Was read the first time and referred to the Committee on Commerce and Energy.

7 HB 1140 Introduced by: Representatives Nelson (Stace), Hansen (Jon), Hawley, Hubbel,
8 Jensen, Kloucek, Kopp, Miller, Russell, Tornow, Tulson, Venner, and Verchio and Senators
9 Begalka and Lederman

10 FOR AN ACT ENTITLED, An Act to require that all recorded votes of the Legislature be
11 displayed on the Legislative Research Council's internet site and to establish a penalty.

12 Was read the first time and referred to the Committee on State Affairs.

13 HB 1141 Introduced by: Representatives Nelson (Stace), Hansen (Jon), Hawley, Hubbel,
14 Kloucek, Kopp, Liss, Miller, Russell, Tornow, Tulson, and Venner and Senators Begalka and
15 Lederman

16 FOR AN ACT ENTITLED, An Act to require that the Legislative Research Council's
17 internet site include a listing of votes cast by individual legislators.

18 Was read the first time and referred to the Committee on State Affairs.

19 HB 1142 Introduced by: Representatives Nelson (Stace), Hubbel, Kloucek, Kopp, Miller,
20 Olson (Betty), Russell, and Tornow and Senator Begalka

21 FOR AN ACT ENTITLED, An Act to protect the access of legislators to staff services and
22 the maintenance of appropriate legislative confidentiality and to provide penalties for the
23 violation thereof.

24 Was read the first time and referred to the Committee on State Affairs.

25 HB 1143 Introduced by: Representatives Nelson (Stace), Deelstra, Greenfield, Hansen
26 (Jon), Hawley, Hubbel, Hunhoff (Bernie), Kloucek, Kopp, Liss, Miller, Olson (Betty), Sly,
27 Tornow, and Venner and Senators Maher, Begalka, Lederman, and Novstrup (Al)

28 FOR AN ACT ENTITLED, An Act to revise certain provisions relating to a perpetrator's
29 knowledge of a rape victim's age or capability to give consent.

30 Was read the first time and referred to the Committee on Judiciary.

1 HB 1144 Introduced by: Representatives Brunner and Lucas and Senators Maher, Bradford,
2 and Juhnke

3 FOR AN ACT ENTITLED, An Act to enhance educational and economic activities for
4 Native Americans.

5 Was read the first time and referred to the Committee on Education.

6 HB 1145 Introduced by: Representatives Olson (Betty), Hansen (Jon), Jensen, Kirkeby, and
7 Venner and Senators Brown, Begalka, Lederman, Maher, and Peters

8 FOR AN ACT ENTITLED, An Act to revise certain provisions relating to the nonrenewal
9 of a teacher's contract.

10 Was read the first time and referred to the Committee on Education.

11 HB 1146 Introduced by: Representatives Hickey, Abdallah, Feinstein, Gosch, and Hunt and
12 Senators Cutler, Nygaard, and Rhoden

13 FOR AN ACT ENTITLED, An Act to increase the personal property and annuity payments
14 exempt from process, levy, or sale.

15 Was read the first time and referred to the Committee on Taxation.

16 HB 1147 Introduced by: Representatives Sly, Bolin, Boomgarden, Brunner, Jones, Kirkeby,
17 Lucas, Magstadt, Nelson (Stace), Olson (Betty), Schaefer, Vanneman, and Venner and Senators
18 Rampelberg, Adelstein, Johnston, Nygaard, Peters, Rhoden, Schlekeway, and Tieszen

19 FOR AN ACT ENTITLED, An Act to remove the individual liability of a school board
20 member who authorizes the making of a void contract, check or registered warrant.

21 Was read the first time and referred to the Committee on Education.

22 HB 1148 Introduced by: Representatives Gibson, Blake, Fargen, Hawley, Kirschman,
23 Kloucek, Sigdestad, Street, and Wismer and Senators Frerichs, Buhl, and Sutton

24 FOR AN ACT ENTITLED, An Act to prohibit political contributions by certain state
25 employees to gubernatorial candidates.

26 Was read the first time and referred to the Committee on State Affairs.

1 HB 1149 Introduced by: Representatives Gibson, Abdallah, Blake, Fargen, Hawley,
2 Kirschman, Sigdestad, Street, and Wismer and Senators Frerichs, Buhl, and Sutton

3 FOR AN ACT ENTITLED, An Act to provide for legislative redistricting by a bipartisan,
4 nonlegislative commission.

5 Was read the first time and referred to the Committee on State Affairs.

6 HB 1150 Introduced by: Representatives Gibson, Blake, Elliott, Fargen, Sigdestad, Street,
7 and Wismer and Senators Buhl and Peters

8 FOR AN ACT ENTITLED, An Act to prohibit false advertising by limited services
9 pregnancy centers and to provide for judicial relief.

10 Was read the first time and referred to the Committee on Health and Human Services.

11 HB 1151 Introduced by: Representatives Gibson, Abdallah, Dennert, Lucas, and Street and
12 Senators Juhnke, Frerichs, Hansen (Tom), Krebs, and Rampelberg

13 FOR AN ACT ENTITLED, An Act to revise certain provisions regarding the tuition paid
14 by school districts for children in certain group homes or private child-care centers.

15 Was read the first time and referred to the Committee on Education.

16 HB 1152 Introduced by: Representatives Gibson, Abdallah, Dennert, Lucas, and Street and
17 Senators Rampelberg, Frerichs, and Hansen (Tom)

18 FOR AN ACT ENTITLED, An Act to provide funding to school districts for students with
19 limited English proficiency through the state aid to general education funding formula.

20 Was read the first time and referred to the Committee on Education.

21 HB 1153 Introduced by: Representatives Gibson, Abdallah, Blake, Deelstra, Fargen,
22 Hawley, Kirschman, Sigdestad, Street, Tornow, and Wismer and Senators Frerichs, Bradford,
23 Sutton, and Tidemann

24 FOR AN ACT ENTITLED, An Act to revise and clarify certain provisions relating to the
25 revocation of fur dealer licenses.

26 Was read the first time and referred to the Committee on Agriculture and Natural
27 Resources.

1 HB 1154 Introduced by: Representatives Wick, Cronin, Deelstra, Kirkeby, Nelson (Stace),
2 Olson (Betty), Sigdestad, and Willadsen and Senators Krebs, Maher, and Peters

3 FOR AN ACT ENTITLED, An Act to revise certain provisions concerning the
4 construction of roads outside the road district.

5 Was read the first time and referred to the Committee on Transportation.

6 HB 1155 Introduced by: Representatives Wick, Bolin, Brunner, Cronin, Haggard, Hickey,
7 Jones, Kopp, Magstadt, Munsterman, Novstrup (David), Rausch, Tornow, Van Gerpen, and
8 Verchio and Senators Holien, Brown, Lederman, Maher, Novstrup (Al), and Rhoden

9 FOR AN ACT ENTITLED, An Act to regulate certain automatic periodic financial
10 transfers for the purpose of funding political contributions.

11 Was read the first time and referred to the Committee on State Affairs.

12 HB 1156 Introduced by: Representatives Willadsen, Deelstra, Hawley, Hunhoff (Bernie),
13 Kirkeby, Moser, Perry, Rausch, Rozum, Schrempp, and Street and Senators Gray, Bradford,
14 Hunhoff (Jean), Nelson (Tom), and Tidemann

15 FOR AN ACT ENTITLED, An Act to revise procedures and requirements relating to
16 special assessments and the financing of local improvements.

17 Was read the first time and referred to the Committee on Taxation.

18 HB 1157 Introduced by: Representatives Abdallah, Blake, Boomgarden, Carson, Conzet,
19 Deelstra, Feickert, Gibson, Hunt, Kirkeby, Kopp, Lucas, Schaefer, Scott, Solum, Street,
20 Stricherz, Turbiville, Vanneman, White, and Wick and Senators Krebs, Juhnke, Maher, and
21 Nelson (Tom)

22 FOR AN ACT ENTITLED, An Act to repeal the Governor's authority to enter the
23 Midwestern Regional Higher Education Compact on behalf of the state, to repeal the
24 Midwestern Regional Higher Education Compact, to provide for withdrawal of South Dakota
25 from the compact, and to declare an emergency.

26 Was read the first time and referred to the Committee on Appropriations.

27 HB 1158 Introduced by: Representatives Hansen (Jon), Conzet, Moser, and Perry and
28 Senator Novstrup (Al)

29 FOR AN ACT ENTITLED, An Act to allow students attending nonpublic high schools to
30 be eligible for the jump start scholarship program.

1 Was read the first time and referred to the Committee on Education.

2 HB 1159 Introduced by: Representative Tornow

3 FOR AN ACT ENTITLED, An Act to exempt certain postage and markup for handling
4 from sales and use taxes.

5 Was read the first time and referred to the Committee on Taxation.

6 HB 1160 Introduced by: Representatives Tornow, Bolin, Boomgarden, Brunner, Fargen,
7 Gibson, Gosch, Hansen (Jon), Hunt, Jones, Kopp, Nelson (Stace), Olson (Betty), Rozum, and
8 Russell and Senators Olson (Russell), Heineman, Novstrup (Al), Peters, and Rhoden

9 FOR AN ACT ENTITLED, An Act to provide for the award of filing fees as court costs
10 in certain appeals.

11 Was read the first time and referred to the Committee on Judiciary.

12 HB 1161 Introduced by: Representatives Romkema, Brunner, Magstadt, Turbiville, and
13 Wink and Senators Nelson (Tom), Nygaard, and Rhoden

14 FOR AN ACT ENTITLED, An Act to repeal the reduction in state aid to general education
15 funding for any school district that receives proceeds from the Commission on Gaming.

16 Was read the first time and referred to the Committee on Appropriations.

17 HB 1162 Introduced by: Representatives Romkema, Fargen, Kirkeby, Schrempp,
18 Turbiville, and Verchio and Senators Lederman, Bradford, Maher, Nelson (Tom), and Rhoden

19 FOR AN ACT ENTITLED, An Act to revise certain provisions relating to the platting and
20 annexation of subdivisions.

21 Was read the first time and referred to the Committee on Local Government.

22 HB 1163 Introduced by: Representatives Dryden, Kirkeby, and Lucas and Senators Brown,
23 Buhl, and Nelson (Tom)

24 FOR AN ACT ENTITLED, An Act to allow subdivisions of government to operate as
25 organizations formed under § 58-18-52 for the purchase of health insurance.

26 Was read the first time and referred to the Committee on Local Government.

1 HB 1164 Introduced by: Representatives Wismer, Brunner, Dennert, Hawley, Hoffman,
2 Schaefer, and Sigdestad and Senators Sutton, Frerichs, and Putnam

3 FOR AN ACT ENTITLED, An Act to appropriate money for the repair of state-owned
4 dams managed by the Office of School and Public Lands and the Department of Game, Fish,
5 and Parks.

6 Was read the first time and referred to the Committee on Appropriations.

7 HB 1165 Introduced by: Representatives Russell, Hubbel, Jensen, Nelson (Stace), Olson
8 (Betty), and Verchio and Senators Adelstein, Begalka, Maher, and Rampelberg

9 FOR AN ACT ENTITLED, An Act to repeal certain provisions relating to health insurance
10 standards.

11 Was read the first time and referred to the Committee on State Affairs.

12 HB 1166 Introduced by: Representatives Russell, Kopp, Olson (Betty), and Verchio and
13 Senators Maher and Rampelberg

14 FOR AN ACT ENTITLED, An Act to require the departments of Agriculture and Game,
15 Fish and Parks to provide certain actions and funding specified in the South Dakota black-tailed
16 prairie dog conservation and management plan.

17 Was read the first time and referred to the Committee on Appropriations.

18 HB 1167 Introduced by: Representatives Russell, Hubbel, Jensen, Nelson (Stace), Olson
19 (Betty), and Verchio and Senators Adelstein, Begalka, Maher, Novstrup (Al), and Rampelberg

20 FOR AN ACT ENTITLED, An Act to repeal certain health care standards and other
21 requirements for managed health care plans enacted in 2011 and to reenact the previous
22 standards for managed health care plans.

23 Was read the first time and referred to the Committee on State Affairs.

24 HB 1168 Introduced by: Representatives Russell, Hubbel, Kopp, Olson (Betty), and
25 Verchio and Senators Rampelberg and Maher

26 FOR AN ACT ENTITLED, An Act to provide for the waiver of the state's sovereign
27 immunity in certain instances relating to the control of species of management concern.

28 Was read the first time and referred to the Committee on State Affairs.

1 HB 1169 Introduced by: Representatives Russell, Greenfield, Hubbel, Jensen, Killer,
2 Kirkeby, Kopp, Nelson (Stace), Olson (Betty), Venner, and Verchio and Senators Adelstein,
3 Begalka, Maher, Novstrup (Al), and Rampelberg

4 FOR AN ACT ENTITLED, An Act to repeal certain driver licensing documentation
5 requirements.

6 Was read the first time and referred to the Committee on State Affairs.

7 HB 1170 Introduced by: Representatives Hickey, Bolin, Gibson, Hansen (Jon), Hawley,
8 Hoffman, Hunt, Jensen, Kirkeby, Kirschman, Kopp, Lucas, Magstadt, Munsterman, Stricherz,
9 Tulson, Van Gerpen, Venner, and Willadsen and Senators Fryslye, Adelstein, Begalka, Cutler,
10 Kraus, Peters, Schlekeway, and Tieszen

11 FOR AN ACT ENTITLED, An Act to include certain speeding offenses in the point
12 system for traffic violations for the purposes of driver license records.

13 Was read the first time and referred to the Committee on Transportation.

14 HB 1171 Introduced by: Representatives Munsterman, Brunner, Elliott, Hickey, Hunt,
15 Jensen, Kopp, Liss, Magstadt, Miller, Nelson (Stace), Olson (Betty), Schaefer, and Sly and
16 Senators Rhoden, Adelstein, Begalka, Frerichs, Fryslye, Kraus, Lederman, and Sutton

17 FOR AN ACT ENTITLED, An Act to establish a board to regulate certain emerging
18 complementary health professionals with no current state regulatory board.

19 Was read the first time and referred to the Committee on Health and Human Services.

20 HB 1172 Introduced by: Representatives Munsterman, Kirkeby, Magstadt, and Schrempp
21 and Senators Peters, Bradford, Johnston, and Schlekeway

22 FOR AN ACT ENTITLED, An Act to exempt certain developer-installed storm sewer
23 detention ponds from public procurement bid requirements.

24 Was read the first time and referred to the Committee on Local Government.

25 HB 1173 Introduced by: Representatives Venner, Bolin, Cronin, Deelstra, Fargen, Kirkeby,
26 Munsterman, and Olson (Betty) and Senators Gray, Bradford, Hansen (Tom), Juhnke, Maher,
27 and Novstrup (Al)

28 FOR AN ACT ENTITLED, An Act to revise certain provisions regarding the
29 administration of the county legal expense relief program.

30 Was read the first time and referred to the Committee on Local Government.

1 HB 1174 Introduced by: Representatives Venner, Bolin, Greenfield, Haggar, Hansen (Jon),
2 Hickey, Hubbel, Jensen, Kirkeby, and Rozum and Senator Maher

3 FOR AN ACT ENTITLED, An Act to provide for mandatory drug testing for certain
4 TANF and SNAP recipients.

5 Was read the first time and referred to the Committee on Health and Human Services.

6 HB 1175 Introduced by: Representatives Venner, Greenfield, Haggar, Hansen (Jon),
7 Hubbel, Jensen, Schaefer, Sly, and Tulson and Senator Maher

8 FOR AN ACT ENTITLED, An Act to provide for certain further exemptions from certain
9 childhood immunizations.

10 Was read the first time and referred to the Committee on Health and Human Services.

11 HB 1176 Introduced by: Representatives Venner, Bolin, Brunner, Greenfield, Hubbel,
12 Jensen, Kirkeby, Liss, Olson (Betty), Russell, Schaefer, and Tornow and Senators Maher and
13 Sutton

14 FOR AN ACT ENTITLED, An Act to authorize certain party hunting methods and
15 practices pertaining to the hunting of big game.

16 Was read the first time and referred to the Committee on Agriculture and Natural
17 Resources.

18 HB 1177 Introduced by: Representatives Magstadt, Blake, Brunner, Elliott, Haggar,
19 Hickey, Hubbel, Hunt, Jensen, Jones, Kopp, Liss, Lucas, Miller, Moser, Munsterman, Nelson
20 (Stace), Olson (Betty), Schaefer, Sly, and Venner and Senators Kraus, Begalka, Fryslie, Holien,
21 Lederman, Maher, Nygaard, Rhoden, and Sutton

22 FOR AN ACT ENTITLED, An Act to establish provisions to postpone jury duty for
23 breastfeeding or new mothers.

24 Was read the first time and referred to the Committee on Health and Human Services.

25 HB 1178 Introduced by: Representatives Magstadt, Kirkeby, and Schrempp and Senators
26 Holien, Bradford, Schlekeway, and Tieszen

27 FOR AN ACT ENTITLED, An Act to revise certain provisions relating to the disposal of
28 local government property.

29 Was read the first time and referred to the Committee on Local Government.

1 HB 1179 Introduced by: Representatives Kirkeby, Brunner, Deelstra, and Munsterman and
2 Senators Lederman, Juhnke, Peters, and Schlekeway

3 FOR AN ACT ENTITLED, An Act to require certain campaign finance requirements to
4 apply to all counties and municipalities.

5 Was read the first time and referred to the Committee on Local Government.

6 HB 1180 Introduced by: Representatives Kirkeby, Dryden, Feickert, Munsterman, and
7 Venner and Senators Rampelberg, Haverly, Juhnke, Maher, and Schlekeway

8 FOR AN ACT ENTITLED, An Act to remit certain sales and use taxes collected at county-
9 owned fairgrounds to counties.

10 Was read the first time and referred to the Committee on Taxation.

11 HB 1181 Introduced by: Representatives Kirkeby, Abdallah, Hickey, and Jensen and
12 Senators Tieszen, Adelstein, Haverly, and Rampelberg

13 FOR AN ACT ENTITLED, An Act to revise certain requirements concerning the
14 qualifications of petition circulators.

15 Was read the first time and referred to the Committee on State Affairs.

16 HB 1182 Introduced by: Representatives Kirkeby, Brunner, Conzet, Cronin, Deelstra,
17 Dryden, Hansen (Jon), Hoffman, Jones, Magstadt, Moser, Novstrup (David), Perry, Romkema,
18 Sigdestad, Sly, Solum, Tulson, Turbiville, and Vanneman and Senators Haverly, Juhnke,
19 Lederman, Maher, Nelson (Tom), Peters, Rampelberg, Schlekeway, and Tidemann

20 FOR AN ACT ENTITLED, An Act to revise the filing deadlines for the nomination of
21 certain independent candidates.

22 Was read the first time and referred to the Committee on State Affairs.

23 HB 1183 Introduced by: Representatives Kirkeby, Dennert, Haggar, Hickey, Jensen, Lucas,
24 Magstadt, Munsterman, Novstrup (David), and Sly and Senators Hansen (Tom), Bradford,
25 Hunhoff (Jean), Kraus, Rampelberg, and Schlekeway

26 FOR AN ACT ENTITLED, An Act to limit copayment or coinsurance amounts for
27 physical therapy services.

28 Was read the first time and referred to the Committee on Health and Human Services.

1 HB 1184 Introduced by: Representatives Kirkeby and Munsterman and Senators
2 Rampelberg and Kraus

3 FOR AN ACT ENTITLED, An Act to permit public bodies to keep minutes of executive
4 session and to restrict who may review the minutes.

5 Was read the first time and referred to the Committee on Local Government.

6 HB 1185 Introduced by: Representatives Hansen (Jon), Deelstra, Gosch, Hagggar, Hickey,
7 Hunt, Nelson (Stace), Olson (Betty), Rausch, Tornow, and Wick and Senator Brown

8 FOR AN ACT ENTITLED, An Act to prohibit all qualified health plans offered through
9 a health care exchange or other health plans offered in the state from including abortion
10 coverage, except by optional and separate supplemental coverage.

11 Was read the first time and referred to the Committee on Judiciary.

12 HB 1186 Introduced by: Representatives Jensen, Conzet, Dennert, Greenfield, Hickey,
13 Hoffman, Hubbel, Kirkeby, Kloucek, Kopp, Liss, Lucas, Miller, Olson (Betty), Sly, Solum,
14 Stricherz, Tulson, Venner, and Verchio and Senators Begalka, Adelstein, Juhnke, Krebs,
15 Lederman, Rampelberg, and Sutton

16 FOR AN ACT ENTITLED, An Act to prohibit registered sex offenders from circulating
17 petitions and to provide a penalty for the violation thereof.

18 Was read the first time and referred to the Committee on Judiciary.

19 HB 1187 Introduced by: Representatives Jensen, Bolin, Brunner, Deelstra, Dennert, Gosch,
20 Greenfield, Hagggar, Hansen (Jon), Hickey, Hoffman, Hubbel, Hunhoff (Bernie), Hunt, Kirkeby,
21 Kloucek, Kopp, Liss, Lust, Magstadt, Moser, Nelson (Stace), Olson (Betty), Rausch, Russell,
22 Schaefer, Sly, Stricherz, Tulson, Venner, Verchio, Wick, and Wink and Senators Rhoden,
23 Adelstein, Begalka, Bradford, Maher, Rampelberg, Schlekeway, Sutton, and Tidemann

24 FOR AN ACT ENTITLED, An Act to exempt health care sharing ministries from the
25 provisions of the health insurance code.

26 Was read the first time and referred to the Committee on Health and Human Services.

1 HB 1188 Introduced by: Representatives Jensen, Hoffman, Hubbel, Hunt, Kopp, Nelson
2 (Stace), Olson (Betty), Russell, Stricherz, Tornow, Venner, and Verchio and Senators
3 Rampelberg, Frerichs, Maher, Sutton, and Tieszen

4 FOR AN ACT ENTITLED, An Act to provide widows and widowers of certain veterans
5 free or reduced fees for certain hunting and fishing licenses and admission to state parks and
6 other facilities.

7 Was read the first time and referred to the Committee on Agriculture and Natural
8 Resources.

9 HB 1189 Introduced by: Representative Greenfield

10 FOR AN ACT ENTITLED, An Act to establish a deadline within each semester after
11 which no student may transfer to a school district other than the resident school district through
12 the enrollment options program.

13 Was read the first time and referred to the Committee on Education.

14 HB 1190 Introduced by: Representatives Hubbel, Liss, Magstadt, Nelson (Stace), Olson
15 (Betty), and Venner

16 FOR AN ACT ENTITLED, An Act to require Legislative approval before a health
17 insurance exchange is created or implemented.

18 Was read the first time and referred to the Committee on Health and Human Services.

19 HB 1191 Introduced by: Representatives Hubbel, Deelstra, Greenfield, Jensen, Kopp, Liss,
20 Miller, Nelson (Stace), Olson (Betty), Russell, Schaefer, Tulson, and Venner and Senators
21 Lederman, Begalka, and Maher

22 FOR AN ACT ENTITLED, An Act to provide for an interstate compact on public health
23 care, to establish an interstate advisory health care commission, to specify the relationship
24 between the member states and the federal government, and to assert the right to federal funding
25 in lieu of certain federally funded incentives.

26 Was read the first time and referred to the Committee on Health and Human Services.

27 HB 1192 Introduced by: Representatives Gosch and Lust and Senator Gray

28 FOR AN ACT ENTITLED, An Act to amend certain limited liability company language.

29 Was read the first time and referred to the Committee on Commerce and Energy.

1 HB 1193 Introduced by: Representatives Hunt, Abdallah, Haggar, Hansen (Jon), and Van
2 Gerpen and Senators Schlekeway, Cutler, Kraus, and Rhoden

3 FOR AN ACT ENTITLED, An Act to regulate the sale of dextromethorphan and to
4 provide a penalty thereto.

5 Was read the first time and referred to the Committee on Judiciary.

6 HB 1194 Introduced by: Representatives Novstrup (David), Abdallah, Brunner, Conzet,
7 Gibson, Romkema, Rozum, Turbiville, and Wismer and Senators Krebs, Buhl, Haverly,
8 Johnston, Kraus, Rampelberg, and Tidemann

9 FOR AN ACT ENTITLED, An Act to revise certain provisions regarding the payment for
10 rape and sexual offense examinations.

11 Was read the first time and referred to the Committee on Judiciary.

12 HB 1195 Introduced by: Representatives Sly, Boomgarden, Brunner, Elliott, Fargen,
13 Haggar, Moser, Nelson (Stace), Perry, and Tulson and Senators Brown, Bradford, Frerichs,
14 Gray, Holien, Kraus, Maher, Olson (Russell), Rave, and Rhoden

15 FOR AN ACT ENTITLED, An Act to authorize the collection of fees for certain
16 educational programming and services.

17 Was read the first time and referred to the Committee on Education.

18 HB 1196 Introduced by: Representatives Rozum, Boomgarden, Brunner, Deelstra, Fargen,
19 Haggar, Hawley, Kirkeby, Munsterman, Rausch, Solum, Street, and Turbiville and Senators
20 Krebs, Haverly, Hundstad, Kraus, Maher, Peters, Rampelberg, Sutton, and Tieszen

21 FOR AN ACT ENTITLED, An Act to revise certain provisions concerning lobbyists.

22 Was read the first time and referred to the Committee on State Affairs.

23 HB 1197 Introduced by: Representatives Rozum, Moser, Sly, Street, Venner, and Verchio
24 and Senators Lederman, Nelson (Tom), Rave, Rhoden, Schlekeway, Tieszen, and Vehle

25 FOR AN ACT ENTITLED, An Act to exempt air ambulance services from sales and use
26 taxes.

27 Was read the first time and referred to the Committee on Taxation.

1 HB 1198 Introduced by: Representatives Rozum, Abdallah, Bolin, Carson, Conzet, Cronin,
2 Deelstra, Elliott, Haggar, Hansen (Jon), Hoffman, Hubbel, Hunhoff (Bernie), Jensen, Jones,
3 Kirkeby, Kopp, Magstadt, Moser, Munsterman, Novstrup (David), Olson (Betty), Perry, Rausch,
4 Romkema, Schaefer, Sly, Solum, Street, Stricherz, Tornow, Turbiville, Van Gerpen, Vanneman,
5 Venner, Wick, Willadsen, and Wismer and Senators Cutler, Adelstein, Bradford, Lederman,
6 Nelson (Tom), Novstrup (Al), Rave, Rhoden, Schlekeway, Tieszen, and Vehle

7 FOR AN ACT ENTITLED, An Act to revise the definition of firearm to include certain
8 muzzle-loading and black powder weapons.

9 Was read the first time and referred to the Committee on Agriculture and Natural
10 Resources.

11 HB 1199 Introduced by: Representatives Wink and Brunner and Senators Rhoden and
12 Juhnke

13 FOR AN ACT ENTITLED, An Act to revise certain provisions related to the distribution
14 of funds to sparse school districts.

15 Was read the first time and referred to the Committee on Appropriations.

16 HB 1200 Introduced by: Representatives Kirkeby, Brunner, Conzet, Cronin, Deelstra,
17 Dryden, Gibson, Gosch, Hoffman, Hunhoff (Bernie), Jensen, Kopp, Lucas, Lust, Munsterman,
18 Olson (Betty), Romkema, Sly, Tulson, Turbiville, and Venner and Senators Lederman,
19 Adelstein, Haverly, Kraus, Maher, Nelson (Tom), Rave, Rhoden, Schlekeway, and Tieszen

20 FOR AN ACT ENTITLED, An Act to grant certain authority to municipalities and counties
21 regarding outdoor advertising structures or signs.

22 Was read the first time and referred to the Committee on Transportation.

23 HB 1201 Introduced by: Representatives Solum, Cronin, Moser, Rausch, and Street and
24 Senators Gray, Begalka, and Rave

25 FOR AN ACT ENTITLED, An Act to revise certain provisions regarding tax refunds for
26 energy related projects and facilities.

27 Was read the first time and referred to the Committee on Commerce and Energy.

HJR 1004 Introduced by: Representatives Bolin, Deelstra, Hoffman, Hubbel, Jones, Kloucek, Magstadt, Olson (Betty), Romkema, Sigdestad, Street, and Tulson and Senators Lederman and Brown

A JOINT RESOLUTION, To propose a constitutional amendment regarding legislative term limits.

Was read the first time and referred to the Committee on State Affairs.

HJR 1005 Introduced by: Representatives Gibson, Blake, Fargen, Hawley, Kloucek, Sigdestad, and Wismer and Senators Buhl, Frerichs, and Sutton

A JOINT RESOLUTION, Proposing and submitting to the electors at the next general election an amendment to Article III, section 5 of the Constitution of the State of South Dakota, relating to single member house districts.

Was read the first time and referred to the Committee on State Affairs.

HJR 1006 Introduced by: Representatives Dennert, Cronin, Dryden, Hawley, Rausch, Sigdestad, Solum, and Wismer and Senators Brown, Adelstein, Bradford, Holien, Hundstad, Maher, Novstrup (Al), and Peters

A JOINT RESOLUTION, Proposing and submitting to the electors at the next general election an amendment to Article XIII, sections 20 and 21 of the Constitution of the State of South Dakota, relating to the trust fund created from the proceeds of the state cement enterprise sales.

Was read the first time and referred to the Committee on Appropriations.

FIRST READING OF SENATE BILLS AND JOINT RESOLUTIONS

SB 8: FOR AN ACT ENTITLED, An Act to revise certain provisions related to the calculation of state aid to special education.

Was read the first time and referred to the Committee on Education.

SB 21: FOR AN ACT ENTITLED, An Act to repeal and revise certain outdated provisions relating to the Department of Human Services.

Was read the first time and referred to the Committee on Health and Human Services.

SB 34: FOR AN ACT ENTITLED, An Act to revise certain provisions and delete certain obsolete provisions pertaining to the Department of Labor and Regulation.

Was read the first time and referred to the Committee on Commerce and Energy.

SB 50: FOR AN ACT ENTITLED, An Act to revise the permissible uses of the cigarette fire safety standard act fund.

Was read the first time and referred to the Committee on Commerce and Energy.

SB 51: FOR AN ACT ENTITLED, An Act to eliminate an obsolete reference to the Division of Commercial Inspection and Regulation.

Was read the first time and referred to the Committee on Commerce and Energy.

SECOND READING OF CONSENT CALENDAR ITEMS

HB 1020: FOR AN ACT ENTITLED, An Act to authorize the Department of Game, Fish and Parks to sell the Marcotte Tract located within the Marcotte Game Production Area in Meade County to the City of Sturgis.

Was read the second time.

Pursuant to House Rule 7-1, the Speaker removed HB 1020 from the Consent Calendar.

HB 1047: FOR AN ACT ENTITLED, An Act to revise certain provisions relating to military law.

Was read the second time.

The question being "Shall HB 1047 pass?"

And the roll being called:

Yeas 63, Nays 1, Excused 6, Absent 0

1 Yeas:

2 Blake; Bolin; Boomgarden; Brunner; Carson; Conzet; Cronin; Dennert; Dryden; Elliott; Fargen;
3 Feickert; Gibson; Gosch; Greenfield; Haggar; Hansen (Jon); Hawley; Hickey; Hoffman;
4 Hubbel; Hunt; Iron Cloud III; Jensen; Jones; Killer; Kirkeby; Kirschman; Kloucek; Kopp; Liss;
5 Lucas; Lust; Magstadt; Miller; Moser; Munsterman; Nelson (Stace); Novstrup (David); Olson
6 (Betty); Perry; Romkema; Rozum; Russell; Schaefer; Schrempp; Scott; Sigdestad; Sly; Solum;
7 Street; Stricherz; Tornow; Tulson; Turbiville; Venner; Verchio; White; Wick; Willadsen; Wink;
8 Wismer; Speaker Rausch

9 Nays:

10 Van Gerpen

11 Excused:

12 Abdallah; Deelstra; Feinstein; Hunhoff (Bernie); Steele; Vanneman

13 So the bill having received an affirmative vote of a majority of the members-elect, the
14 Speaker declared the bill passed and the title was agreed to.

15 Rep. Nelson requested that HB 1049 be removed from the Consent Calendar.

16 Which request was granted.

17 **SECOND READING OF HOUSE BILLS AND JOINT RESOLUTIONS**

18 HB 1012: FOR AN ACT ENTITLED, An Act to require public hearings for applications
19 for oil and gas orders only if contested and to reduce the number of hearing notice publications
20 required for oil and gas cases.

21 Was read the second time.

22 The question being "Shall HB 1012 pass?"

23 And the roll being called:

24 Yeas 49, Nays 17, Excused 4, Absent 0

25 Yeas:

26 Abdallah; Blake; Bolin; Boomgarden; Brunner; Carson; Conzet; Cronin; Dennert; Dryden;
27 Elliott; Gibson; Gosch; Haggar; Hawley; Hickey; Hoffman; Hunt; Jones; Kirkeby; Kirschman;
28 Lucas; Lust; Magstadt; Miller; Moser; Munsterman; Novstrup (David); Perry; Romkema;
29 Rozum; Schaefer; Schrempp; Scott; Sigdestad; Sly; Solum; Street; Stricherz; Tulson; Turbiville;
30 Van Gerpen; Verchio; White; Wick; Willadsen; Wink; Wismer; Speaker Rausch

1 Nays:

2 Fargen; Feickert; Greenfield; Hansen (Jon); Hubbel; Hunhoff (Bernie); Iron Cloud III; Jensen;
3 Killer; Kloucek; Kopp; Liss; Nelson (Stace); Olson (Betty); Russell; Tornow; Venner

4 Excused:

5 Deelstra; Feinstein; Steele; Vanneman

6 So the bill having received an affirmative vote of a majority of the members-elect, the
7 Speaker declared the bill passed and the title was agreed to.

8 HB 1021: FOR AN ACT ENTITLED, An Act to revise certain provisions regarding the
9 rights of victims of crime.

10 Was read the second time.

11 The question being "Shall HB 1021 pass as amended?"

12 And the roll being called:

13 Yeas 66, Nays 0, Excused 4, Absent 0

14 Yeas:

15 Abdallah; Blake; Bolin; Boomgarden; Brunner; Carson; Conzet; Cronin; Dennert; Dryden;
16 Elliott; Fargen; Feickert; Gibson; Gosch; Greenfield; Haggar; Hansen (Jon); Hawley; Hickey;
17 Hoffman; Hubbel; Hunhoff (Bernie); Hunt; Iron Cloud III; Jensen; Jones; Killer; Kirkeby;
18 Kirschman; Kloucek; Kopp; Liss; Lucas; Lust; Magstadt; Miller; Moser; Munsterman; Nelson
19 (Stace); Novstrup (David); Olson (Betty); Perry; Romkema; Rozum; Russell; Schaefer;
20 Schrempp; Scott; Sigdestad; Sly; Solum; Street; Stricherz; Tornow; Tulson; Turbiville; Van
21 Gerpen; Venner; Verchio; White; Wick; Willadsen; Wink; Wismer; Speaker Rausch

22 Excused:

23 Deelstra; Feinstein; Steele; Vanneman

24 So the bill having received an affirmative vote of a majority of the members-elect, the
25 Speaker declared the bill passed and the title was agreed to.

26 HB 1031: FOR AN ACT ENTITLED, An Act to establish a license fee and a renewal fee
27 for carriers licensing under the International Fuel Tax Agreement, to establish a decal fee and
28 a mailing fee, and to provide for the disposition of the fees.

29 Was read the second time.

1 The question being "Shall HB 1031 pass as amended?"

2 And the roll being called:

3 Yeas 49, Nays 17, Excused 4, Absent 0

4 Yeas:

5 Abdallah; Blake; Bolin; Boomgarden; Brunner; Carson; Conzet; Cronin; Dennert; Dryden;
6 Feickert; Gibson; Gosch; Haggard; Hawley; Hickey; Hoffman; Hunhoff (Bernie); Hunt; Jones;
7 Killer; Kirkeby; Kirschman; Lucas; Lust; Magstadt; Miller; Moser; Munsterman; Novstrup
8 (David); Olson (Betty); Perry; Romkema; Rozum; Schaefer; Scott; Sigdestad; Sly; Solum;
9 Street; Stricherz; Tulson; Turbiville; White; Wick; Willadsen; Wink; Wismer; Speaker Rausch

10 Nays:

11 Elliott; Fargen; Greenfield; Hansen (Jon); Hubbel; Iron Cloud III; Jensen; Kloucek; Kopp; Liss;
12 Nelson (Stace); Russell; Schrempp; Tornow; Van Gerpen; Venner; Verchio

13 Excused:

14 Deelstra; Feinstein; Steele; Vanneman

15 So the bill having received an affirmative vote of a two-thirds majority of the members-
16 elect, the Speaker declared the bill passed and the title was agreed to.

17 HB 1056: FOR AN ACT ENTITLED, An Act to revise certain provisions of the South
18 Dakota Business Corporations Act regarding the issuance of shares and cumulative voting for
19 directors.

20 Was read the second time.

21 Rep. Lust moved that HB 1056 be deferred to Tuesday, January 24, the 8th legislative day.

22 Which motion prevailed.

23 HB 1058: FOR AN ACT ENTITLED, An Act to revise certain record search fees charged
24 by clerks of court.

25 Was read the second time.

26 The question being "Shall HB 1058 pass?"

27 And the roll being called:

28 Yeas 45, Nays 21, Excused 4, Absent 0

1 Yeas:

2 Abdallah; Blake; Bolin; Brunner; Carson; Conzet; Cronin; Dryden; Elliott; Gibson; Gosch;
3 Hansen (Jon); Hawley; Hickey; Hoffman; Hunhoff (Bernie); Hunt; Jones; Killer; Kirkeby;
4 Kirschman; Lucas; Lust; Magstadt; Miller; Moser; Munsterman; Novstrup (David); Olson
5 (Betty); Perry; Romkema; Rozum; Scott; Sly; Solum; Street; Stricherz; Tornow; Turbiville;
6 White; Wick; Willadsen; Wink; Wismer; Speaker Rausch

7 Nays:

8 Boomgarden; Dennert; Fargen; Feickert; Greenfield; Haggar; Hubbel; Iron Cloud III; Jensen;
9 Kloucek; Kopp; Liss; Nelson (Stace); Russell; Schaefer; Schrempp; Sigdestad; Tulson; Van
10 Gerpen; Venner; Verchio

11 Excused:

12 Deelstra; Feinstein; Steele; Vanneman

13 So the bill not having received an affirmative vote of a two-thirds majority of the members-
14 elect, the Speaker declared the bill lost.

15 Rep. Moser announced his intention to reconsider the vote by which HB 1058 lost.

16 HB 1050: FOR AN ACT ENTITLED, An Act to revise certain provisions regarding
17 National Guard discipline and courts-martial.

18 Was read the second time.

19 The question being "Shall HB 1050 pass?"

20 And the roll being called:

21 Yeas 65, Nays 1, Excused 4, Absent 0

22 Yeas:

23 Abdallah; Blake; Bolin; Boomgarden; Brunner; Carson; Conzet; Cronin; Dennert; Dryden;
24 Elliott; Fargen; Feickert; Gibson; Gosch; Greenfield; Haggar; Hansen (Jon); Hawley; Hickey;
25 Hoffman; Hubbel; Hunhoff (Bernie); Hunt; Iron Cloud III; Jensen; Jones; Killer; Kirkeby;
26 Kirschman; Kloucek; Kopp; Lucas; Lust; Magstadt; Miller; Moser; Munsterman; Nelson
27 (Stace); Novstrup (David); Olson (Betty); Perry; Romkema; Rozum; Russell; Schaefer;
28 Schrempp; Scott; Sigdestad; Sly; Solum; Street; Stricherz; Tornow; Tulson; Turbiville; Van
29 Gerpen; Venner; Verchio; White; Wick; Willadsen; Wink; Wismer; Speaker Rausch

30 Nays:

31 Liss

32 Excused:

33 Deelstra; Feinstein; Steele; Vanneman

1 So the bill having received an affirmative vote of a two-thirds majority of the members-
2 elect, the Speaker declared the bill passed and the title was agreed to.

3 HB 1052: FOR AN ACT ENTITLED, An Act to grant discretion to the court with regard
4 to personal appearances in certain adoption appearances.

5 Was read the second time.

6 The question being "Shall HB 1052 pass?"

7 And the roll being called:

8 Yeas 65, Nays 1, Excused 4, Absent 0

9 Yeas:

10 Abdallah; Blake; Bolin; Boomgarden; Brunner; Carson; Conzet; Cronin; Dennert; Dryden;
11 Elliott; Fargen; Feickert; Gibson; Gosch; Haggard; Hansen (Jon); Hawley; Hickey; Hoffman;
12 Hubbel; Hunhoff (Bernie); Hunt; Iron Cloud III; Jensen; Jones; Killer; Kirkeby; Kirschman;
13 Kloucek; Kopp; Liss; Lucas; Lust; Magstadt; Miller; Moser; Munsterman; Nelson (Stace);
14 Novstrup (David); Olson (Betty); Perry; Romkema; Rozum; Russell; Schaefer; Schrempp;
15 Scott; Sigdestad; Sly; Solum; Street; Stricherz; Tornow; Tulson; Turbiville; Van Gerpen;
16 Venner; Verchio; White; Wick; Willadsen; Wink; Wismer; Speaker Rausch

17 Nays:

18 Greenfield

19 Excused:

20 Deelstra; Feinstein; Steele; Vanneman

21 So the bill having received an affirmative vote of a majority of the members-elect, the
22 Speaker declared the bill passed and the title was agreed to.

23 There being no objection, the House reverted to Order of Business No. 5.

24 **REPORTS OF STANDING COMMITTEES**

25 MR. SPEAKER:

26 The Committee on Judiciary respectfully reports that it has had under consideration
27 HB 1060, 1062, 1063, and 1064 and returns the same with the recommendation that said bills
28 do pass.

1 Also MR. SPEAKER:

2 The Committee on Judiciary respectfully reports that it has had under consideration
3 HB 1061 and 1069 and returns the same with the recommendation that said bills do pass and
4 be placed on the consent calendar.

5 Also MR. SPEAKER:

6 The Committee on Judiciary respectfully reports that it has had under consideration
7 HB 1045 and returns the same with the recommendation that said bill be amended as follows:

8 1045ra

9 On page 1, line 5, of the printed bill, overstrike ",."

10 And that as so amended said bill do pass.

11 Also MR. SPEAKER:

12 The Committee on Judiciary respectfully reports that it has had under consideration
13 HB 1015 which was deferred to the 41st Legislative Day.

14 Respectfully submitted,
15 Roger W. Hunt, Chair

16 Rep. Turbiville moved that the House do now adjourn, which motion prevailed and at
17 3:27 p.m. the House adjourned.

18 Karen Gerdes, Chief Clerk